

Judge: Timothy W. Dore

Chapter 13

Location: U.S. Bankruptcy Court

700 Stewart St, Courtroom 8106

Seattle, Washington 98101

Date of Hearing: June 5<sup>th</sup>, 2013

Time: 9:30am

Response Date: May 29<sup>th</sup>, 2013

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF WASHINGTON

10 In re: Chapter 13 Bankruptcy  
11 Andrew Drake and Lisa Cho Drake No.13-12707 TWD  
12 Debtors DECLARATION OF ANDREW DRAKE  
13 IN REPLY TO CHAPTER 13 TRUSTEE'S  
OBJECTION TO CONFIRMATION

COMES NOW Debtor, Andrew Drake, and declares as follows in reply to the Chapter 13 Trustee's Objection to Confirmation.

1. I am at least 18 years of age, and competent to make this declaration;
2. I am one of the debtors in the above entitled case, and knowledgeable of the facts of my case;
3. My wife and I did file the 2011 and 2012 tax return with the IRS prior to our 341 meeting;

## Declaration of Andrew Drake

Page 1 of 2

IN PACTA PLLC  
801 2<sup>nd</sup> Ave Suite 307  
Seattle, Washington 98104  
(206) 709-8281  
(206) 860-0178 (fax)

4. I have spoken with Mr. Demurs Agent #1703581 - he has said that the IRS is behind in their processing of returns.
5. He recommended that I send a new 2011 return and supporting documents to:  
Internal Revenue Service, ACSS Stop 76101PO Box 24017, Fresno, CA 93779,  
which I have done. (see mailing receipt attached).
6. Through my attorney, I have also forwarded the completed and signed 2011 return to  
Mr. Fred Potter, Bankruptcy Specialist, ID No. 91-04269 via fax May 20 & 28, 2013.
7. Through my attorney, I have also filed with the Chapter 13 Trustee, my 2011 and  
2012 tax returns.
8. It is unknown to me how long the IRS will take to process our returns, however I ask  
that this court not deny confirmation solely based on the fact that IRS has not  
updated its proof of claim to indicate that the 2011 and 2012 returns have been filed,  
which they have been.
9. I ask that our 2<sup>nd</sup> amended return correcting Section IV. E.2 be confirmed.

The foregoing declaration is made under penalty of perjury under the laws of Washington.

Signed at King County, WA, on this 27th day of May, 2013.

/s/ Andrew Drake

Andrew Drake, Debtor